



U.S. Department of Justice

United States Attorney  
Eastern District of New York

JM:SBK  
F.#2009R01158

271 Cadman Plaza East  
Brooklyn, New York 11201

September 29, 2010

BY HAND DELIVERY

The Honorable I. Leo Glasser  
The Honorable John Gleeson  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: United States v. Eric T. Seiden  
10-CR-740 (JG)

Dear Judge Glasser and Judge Gleeson:

On Tuesday, September 28, the government filed a notice of motion for leave to file an information in the above matter upon the defendant's waiver of indictment. The case was assigned to Judge Gleeson. At that time, we did not certify that relation of this matter to a case pending before Judge Glasser, United States v. Eric T. Seiden, 09-CR-582 (ILG) (the "2009 Seiden Case"), was appropriate pursuant to Rule 50.3(c) of the Rules for the Division of Business Among District Judges. For the reason stated below, we certify that relation of the two cases is appropriate.

Pursuant to Chief Judge Dearie's Administrative Order dated February 27, 2008 ("Administrative Order"), the government hereby certifies to the Court that the above-captioned case is properly related to the 2009 Seiden Case.

The Administrative Order provides in relevant part:

[N]otwithstanding any provision of Rule 50.3 of the Rules for the Division of Business Among District Judges, the Clerk of the Court is directed to assign all criminal cases randomly, unless the United States Attorney certifies in writing at the time of filing that a case to be assigned satisfies one of

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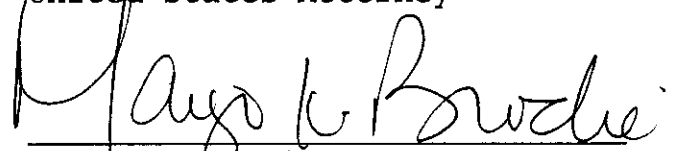
the three conditions in Rule 50.3(c), or involves the same specific conduct that is a subject of a pending case.

This letter constitutes the certification contemplated by the Administrative Order. As set forth below, relation is appropriate in this case pursuant to the Administrative Order because the information pending in this case is "filed against the same defendant" as the information in the 2009 Seiden Case. See Rule 50.3(c)(B). Relation is therefore appropriate.


Respectfully submitted,

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